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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

LUIS ENRIQUE VASQUEZ-LOPEZ,

Defendant.

CASE NO. 2:23-CR-00135-WBS

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: November 13, 2023
TIME: 9:00 a.m.
COURT: Hon. William B. Shubb

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on November 13, 2023.
2. By this stipulation, defendant now moves to continue the status conference until **December 4, 2023 at 9:30 a.m.**, and to exclude time between November 13, 2023, and December 4, 2023, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes investigative reports, photographs, drug lab analyses, and audio and video recordings. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.

1 b) Counsel for defendant has been in a double homicide jury trial in the matter of
2 *People of the State of California v. Ricardo Banuelos Villarreal* since September 8, 2023. The
3 jury is currently deliberating.

4 c) Counsel for defendant desires additional time to review the discovery, consult
5 with his client, review the current charges, conduct investigation and research related to the
6 charges, discuss possible resolutions, and otherwise prepare for trial.

7 d) Counsel for defendant believes that failure to grant the above-requested
8 continuance would deny him the reasonable time necessary for effective preparation, taking into
9 account the exercise of due diligence.

10 e) The government does not object to the continuance.

11 f) Based on the above-stated findings, the ends of justice served by continuing the
12 case as requested outweigh the interest of the public and the defendant in a trial within the
13 original date prescribed by the Speedy Trial Act.

14 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
15 et seq., within which trial must commence, the time period of November 13, 2023 to December
16 4, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
17 Code T4] because it results from a continuance granted by the Court at defendant's request on
18 the basis of the Court's finding that the ends of justice served by taking such action outweigh the
19 best interest of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: November 6, 2023

PHILLIP A. TALBERT
United States Attorney

/s/ ALSTYN BENNETT
ALSTYN BENNETT
Assistant United States Attorney


Dated: November 6, 2023

/s/ JESSE I. SANTANA
JESSE I. SANTANA
Counsel for Defendant
LUIS ENRIQUE VASQUEZ-
LOPEZ

ORDER

IT IS SO FOUND AND ORDERED.

Dated: November 7, 2023


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE